

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

SHARRON L. NOLLEY,)
)
Plaintiff,)
)
v.)
)
MICHAEL J. ASTRUE, Commissioner)
Social Security Administration,)
)
Defendant.)
_____)

Civil Case No. 08-6277-PK

O R D E R

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KING, Judge:

The Honorable Paul Papak, United States Magistrate Judge, filed Findings and Recommendation on August 14, 2009. Defendant filed timely objections to the Findings and Recommendation.

When either party objects to any portion of a magistrate's Findings and Recommendation concerning a dispositive motion or prisoner petition, the district court must make a de novo determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982). This court has, therefore, given de novo review of the rulings of Magistrate Judge Papak.

This court ADOPTS the Findings and Recommendation of Magistrate Judge Papak dated August 14, 2009 in its entirety.

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IT IS HEREBY ORDERED that the decision of the Commissioner is reversed and remanded for further proceedings.

DATED this 8th day of September, 2009.

/s/ Garr M. King

GARR M. KING
United States District Judge